

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

LEONARD C. LINDSAY and CARL  
E.W. ZEHNER,

Plaintiffs,

v.

CARNIVAL CORPORATION,  
CARNIVAL PLC, and HOLLAND  
AMERICA LINE N.V. d/b/a  
HOLLAND AMERICA LINE N.V.  
LLC,

Defendants.

C20-982 TSZ

MINUTE ORDER SETTING  
TRIAL AND RELATED  
DATES

**JURY/BENCH TRIAL DATE**

March 7, 2022

Length of Trial

2-4 weeks

Deadline for joining additional parties

April 12, 2021

Any motions for leave to amend pleadings filed by

April 12, 2021

Any motions related to class certification must be filed by

April 12, 2021

Disclosure of expert testimony under FRCP 26(a)(2)

August 16, 2021

All motions related to discovery must be filed by

October 7, 2021

All remaining discovery completed by

November 15, 2021

All dispositive motions must be filed by December 16, 2021

and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d))

All motions related to expert witnesses (*e.g.*, Daubert motion) must be filed by December 23, 2021

and noted on the motion calendar no later than the third Friday thereafter (see LCR 7(d))

All motions *in limine* must be filed by February 3, 2022  
and noted for the third Friday thereafter; responses shall be due on the noting date; no reply shall be filed unless requested by the Court

Agreed Pretrial Order due<sup>1</sup> February 18, 2022

Trial briefs, proposed voir dire questions, and proposed jury instructions, and/or proposed findings of fact and conclusions of law due February 18, 2022

Pretrial conference to be held at 10:00 a.m. on February 25, 2022

These dates are set at the direction of the Court after reviewing the joint status report and discovery plan submitted by the parties. All other dates are specified in the Local Civil Rules. These are firm dates that can be changed only by order of the Court, not by agreement of counsel or the parties. The Court will alter these dates only upon good cause shown: failure to complete discovery within the time allowed is not recognized as good cause.

---

<sup>1</sup> The Agreed Pretrial Order shall be filed in CM/ECF and shall also be attached as a Word compatible file to an e-mail sent to the following address: ZillyOrders@wawd.uscourts.gov.

1 As required by LCR 37(a), all discovery matters are to be resolved by agreement if  
2 possible. Counsel are further directed to cooperate in preparing the final pretrial order in  
3 the format required by LCR 16.1, except as ordered below.

4 Notwithstanding Local Civil Rule 16.1, the exhibit list shall be prepared in table  
5 format with the following columns: "Exhibit Number," "Description," "Admissibility  
6 Stipulated," "Authenticity Stipulated/Admissibility Disputed," "Authenticity Disputed,"  
7 and "Admitted." The latter column is for the Clerk's convenience and shall remain  
8 blank, but the parties shall indicate the status of an exhibit's authenticity and  
9 admissibility by placing an "X" in the appropriate column. Duplicate documents shall  
10 not be listed twice: once a party has identified an exhibit in the pretrial order, any party  
11 may use it.

12 The original and one copy of the trial exhibits are to be delivered to the courtroom  
13 at a time coordinated with Gail Glass, who can be reached at 206-370-8522, no later than  
14 the Friday before trial. Each set of exhibits shall be submitted in a three-ring binder with  
15 appropriately numbered tabs. Each exhibit shall be clearly marked. Plaintiff's exhibits  
16 shall be numbered consecutively beginning with 1; defendant's exhibits shall be  
17 numbered consecutively beginning with the next multiple of 100 after plaintiff's last  
18 exhibit; any other party's exhibits shall be numbered consecutively beginning with the  
19 next multiple of 100 after defendant's last exhibit. For example, if plaintiff's last exhibit  
20 is numbered 159, then defendant's exhibits shall begin with the number 200; if  
21 defendant's last exhibit number is 321, then any other party's exhibits shall begin with  
22 the number 400.

1 Counsel must be prepared to begin trial on the date scheduled, but it should be  
2 understood that the trial may have to await the completion of other cases.

3 Should this case settle, counsel shall notify Gail Glass at 206-370-8522 as soon as  
4 possible.

5 The Clerk is directed to send a copy of this Minute Order to all counsel of record.

6 Dated this 4th day of March, 2022.

7 William M. McCool  
8 Clerk

9 s/Gail Glass  
10 Deputy Clerk